

**From:** Dulin, Rebecca J. [mailto:rebeccadulin@parkerpoe.com]  
**Sent:** Wednesday, January 30, 2013 11:25 AM  
**To:** Randall.Dong; Edwards, Courtney; 'coastaltransfer@copper.net'  
**Cc:** PSC\_Attorneys; PSC\_Technical Advisory  
**Subject:** RE: CYBH, LLC, DN 2012-314-T

Thanks, Randall.

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**Rebecca Dulin**  
Special Counsel



**Parker Poe**

1201 Main Street | Suite 1450 | Columbia, SC 29201  
Phone: 803.253.8937 | Fax: 803.255.8017 | www.parkerpoe.com | map  
**From:** Randall.Dong [mailto:Randall.Dong@psc.sc.gov]  
**Sent:** Wednesday, January 30, 2013 10:57 AM  
**To:** Dulin, Rebecca J.; Edwards, Courtney; 'coastaltransfer@copper.net'  
**Cc:** PSC\_Attorneys; PSC\_Technical Advisory  
**Subject:** RE: CYBH, LLC, DN 2012-314-T

I believe that Coastal Transfer is a party of record and is entitled to appear as an intervenor in this case, provided that it satisfies the requirement of the Supreme Court of South Carolina that it be represented by an attorney licensed in South Carolina. If it elects not to retain licensed counsel, it will not be permitted to appear.

**From:** Dulin, Rebecca J. [mailto:rebeccadulin@parkerpoe.com]  
**Sent:** Wednesday, January 30, 2013 10:55 AM  
**To:** Randall.Dong; Edwards, Courtney; 'coastaltransfer@copper.net'  
**Subject:** RE: CYBH, LLC, DN 2012-314-T

Randall,

Could you please confirm whether Coastal Transfer is still considered a party of record in this docket? Based on the Commission's decision in Order No. 2011-41, I had assumed Coastal Transfer was no longer a party, but I may be mistaken. Please advise.

Thanks,  
Rebecca

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**Rebecca Dulin**  
Special Counsel

**RECEIVED**

JAN 31 2013

PSC SC  
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## Parker Poe

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**From:** Randall.Dong [mailto:Randall.Dong@psc.sc.gov]

**Sent:** Tuesday, January 29, 2013 12:22 PM

**To:** Dulin, Rebecca J.; Edwards, Courtney; 'coastaltransfer@copper.net'

**Cc:** PSC\_Attorneys; PSC\_Technical Advisory

**Subject:** RE: CYBH, LLC, DN 2012-314-T

Dear Parties and Counsel:

I have just checked the Secretary of State's database of business filings, and it does appear that Coastal Transfer is a corporation. Because Coastal Transfer is incorporated, it must be represented by an attorney licensed to practice law in South Carolina. The practice of law is governed by the Supreme Court of South Carolina, and we are bound to follow the Court's rulings.

We have a hearing set for tomorrow, and I gather that no one is ready to move forward. The Applicant still needs to move for leave to present its shipper witness testimony by deposition, and Coastal Transfer needs to hire a lawyer if it plans to appear as an intervenor. I will forward this communication to David Butler, who is a Standing Hearing Officer authorized to issue a continuance to accommodate the parties.

Thanks.

Randall

**From:** Dulin, Rebecca J. [mailto:rebeccadulin@parkerpoe.com]

**Sent:** Tuesday, January 29, 2013 11:54 AM

**To:** Randall.Dong; Edwards, Courtney; 'coastaltransfer@copper.net'

**Subject:** RE: CYBH, LLC, DN 2012-314-T

Randall,

Thank you for forwarding the below communication.

As a matter of ethics, I must acknowledge that that Mr. or Ms. McClary would be exercising the unauthorized practice of law by representing Coastal Transfer & Storage before the Commission. As you know, as lawyers, we have the responsibility to report potential violations of the Rules of Professional Conduct. Permitting the McClarys to represent Coastal Transfer & Storage would also violate 103-804(T) of the Commission's regulations.

Please let me know if you have any questions or would like to discuss further.

Thanks,  
Rebecca

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**Rebecca Dulin**  
Special Counsel



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**From:** Randall.Dong [mailto:Randall.Dong@psc.sc.gov]

**Sent:** Monday, January 28, 2013 12:02 PM

**To:** Dulin, Rebecca J.; Edwards, Courtney; 'coastaltransfer@copper.net'

**Subject:** FW: CYBH, LLC, DN 2012-314-T

Forwarding this to all parties. --RD

**From:** Coastal Transfer & Storage [mailto:coastaltransfer@copper.net]

**Sent:** Friday, January 25, 2013 3:51 PM

**To:** Randall.Dong

**Subject:** Re: CYBH, LLC, DN 2012-314-T

Dear Randall,

Thanks so much for keeping us updated on this. We did not receive anything from the applicant or their attorney until after your message arrived. There was no attempt to "resolve" the issue. We were informed by their attorney that they intend to use the name because it is not EXACTLY the same as ours. Since we will have to close our business that day to come to Columbia to protest this and since the applicant is being allowed to have a witness by phone, would we be able to do the same? Our business has been so slow, we simply cannot afford to close down for the day and cancel a scheduled move on Wednesday. Is there any way we can send evidence of all the movers already in that area and also the fact that we have had to lay so many employees off in the last couple of years for lack of work? I can also provide written testimony from several realtors who can testify that whenever they call us, we are always able to accommodate them. As you may know, the end of the month and first of the month are usually busy for movers as many people have to be out of their dwellings by the end of the month and want to move in the first of the month. The middle of the month is usually dead time for movers and scheduling a hearing around this time would be better for those of us who earn our living in the moving industry. Please keep us informed as to the commissions decision regarding these issues and we hope whatever is decided you will consider our position. Thanks again for all your help.

Sincerely,

Jessie S. (Jay) McClary

Susan McClary

Coastal Transfer & Storage

----- Original Message -----

**From:** Randall.Dong

**To:** Dulin, Rebecca J. ; Edwards, Courtney ; [coastaltransfer@copper.net](mailto:coastaltransfer@copper.net)

**Sent:** Wednesday, January 23, 2013 3:24 PM

**Subject:** CYBH, LLC, DN 2012-314-T

Dear Parties and Counsel:

Our hearing is scheduled for one week from today. When we had our prehearing conference, the issue was raised as to how shipper witness testimony would be presented. I also understood that there might be a need to continue the hearing and reschedule. Further, there was the issue of whether the

intervenor and the applicant might attempt to resolve their differences. Please advise me re the status of these issues.

Thanks for your help.

Randall Dong  
Counsel to the Commission